

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

RUSSELL WOLFE,

Plaintiff,

vs.

RUTH’S HOSPITALITY GROUP, INC.,  
CHERYL HENRY, ROBIN P. SELATI,  
GIANNELLA ALVAREZ, MARY  
BAGLIVO, CARLA R. COOPER,  
STEPHEN M. KING, MICHAEL P.  
O’DONNELL, and MARIE L. PERRY,

Defendants.

**Case No.: 1:23-cv-04172-JPO**

**NOTICE OF VOLUNTARY DISMISSAL  
PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

Notice is hereby given that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Russell Wolfe (“Plaintiff”) voluntarily dismisses this action without prejudice. This notice of dismissal is being filed before service by Defendants of either an answer or a motion for summary judgment. Plaintiff’s dismissal of this Action is effective upon filing of this notice.

Dated: June 16, 2023

**BRODSKY & SMITH**

By: /s/ Evan J. Smith

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*Attorneys for Plaintiff*